

JOURNAL OF THE FLORIDA SENATE

Monday, May 13, 1974

The Senate was called to order by the President for the purpose of conducting the order of business of introduction and reference of resolutions, memorials, bills and joint resolutions pursuant to Rule 4.3.

INTRODUCTION

The following measure was read the first time by title and referred to committee as indicated:

By Senators Brantley, Scarborough and Smathers—

SB 1094—A bill to be entitled An act relating to the port of Jacksonville; exempting the port of Jacksonville from the provisions of sections 310.03 and 310.04, Florida Statutes; providing for the licensing of bar pilots; providing for the filling of vacancies; providing for the licensing of deputy pilots; providing independent contractor status for licensed pilots and deputy pilots; providing qualifications for pilots; providing for annual physical qualification of pilots and deputy pilots; providing a mandatory retirement age for pilots; providing the board of pilot commissioners with the authority to promulgate rules and regulations to implement the provisions of the act; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1094.

—to Rules and Calendar.

The Senate was called to order by the President at 2:00 p.m. A quorum present—40:

Mr. President	Gordon	Myers	Stolzenburg
Barron	Graham	Peterson	Sykes
Brantley	Gruber	Pettigrew	Trask
Childers	Henderson	Plante	Vogt
Deeb	Johnson	Poston	Ware
de la Parte	Johnston	Saunders	Weber
Firestone	Lane (31st)	Saylor	Williams
Gallen	Lane (23rd)	Scarborough	Wilson
Gillespie	Lewis	Sims	Winn
Glisson	McClain	Smathers	Zinkil

Prayer by the Senate Chaplain:

You must be weary with our words, our God, for we also weary of them. But you are far more patient with our longings than we ourselves. And so we come, perhaps our act of standing saying more than our words. Our thoughts, our God, need arresting that they might not be divorced from feelings of need that are higher than our egocentric self confidences. 'Tis no shame, our God, nor weakness in our characters that we invoke you; only slight embarrassment that before each other we bare our souls to say, "God Help Us!" Amen.

The Senate pledged allegiance to the flag of the United States of America.

REPORTS OF COMMITTEES

The Committee on Rules and Calendar recommends that the following bills be placed on Special Order for Monday, May 13, 1974, at 2:00 p.m.:

HCR 2800	SB 600	CS for SB 892	SJR 730
SB 663	SB 827	SB 727	SB 797
SB 578	SB 679	SB 722	HB 99
SB 638	SB 783	SB 366	
SB 374	HB 2621	SB 825	

Respectfully submitted,
Dempsey J. Barron, Chairman

The Committee on Education recommends the following pass: SB 898

The bill was referred to the Committee on Ways and Means under the original reference.

The Committee on Commerce recommends the following pass:

SB 768	HB 2099 with 1 amendment
CS for HB 183 with 3 amendments	HB 3679
HB 612 with 1 amendment	CS for HB 3742

The Committee on Consumer Affairs recommends the following pass:

HB 2684 with 1 amendment	HB 3499 with 4 amendments
HB 3077	

The Committee on Education recommends the following pass:

SB 555	SB 941 with 4 amendments
SB 593 with 2 amendments	SB 918 with 4 amendments
SB 887	SB 994 with 2 amendments
SB 956	

The Committee on Governmental Operations recommends the following pass:

SB 605 with 15 amendments	SB 993
SB 758	SB 1043 with 4 amendments
SB 823 with 2 amendments	SB 1068 with 2 amendments
SB 873	HB 788 with 2 amendments

The Committee on Health and Rehabilitative Services recommends the following pass:

SB 695 with amendment	SB 1023
SB 881	HB 318
SB 828	

The Committee on Judiciary recommends the following pass:

SB 248 with 1 amendment	SB 817 with 3 amendments
SB 249 with 2 amendments	HB 312

The Committee on Judiciary recommends the following pass:

HB 895 (cs) with 5 amendments	HB 2112
HB 1108	HB 2615 (cs)
HB 1122	HB 2769

The Committee on Natural Resources and Conservation recommends the following pass:

HB 1941	CS for HB 3767 with 3 amendments
HB 3483	HB 1216 with 2 amendments

The Committee on Transportation recommends the following pass:

HB 1191	SB 963 with 1 amendment
HB 794	SB 1029 with 2 amendments
SB 1051 with 2 amendments	HCR 2562
SB 978 with 3 amendments	HM 2641
SB 713 with 1 amendment	

The Committee on Ways and Means recommends the following pass: SB 642 with 1 amendment

The bills contained in the foregoing reports were placed on the calendar.

The Committee on Criminal Justice recommends a Committee Substitute for the following: SB 959

The Committee on Natural Resources and Conservation recommends a Committee Substitute for the following: SB 929

The Committee on Health and Rehabilitative Services recommends a Committee Substitute for the following: SB 643

The bills with Committee Substitutes attached contained in the foregoing reports were placed on the calendar.

The Committee on Education recommends the following not pass: SB 1013

The Committee on Commerce recommends the following not pass: SB 551, HB 2834

The Committee on Health and Rehabilitative Services recommends the following not pass: HB 1520

The Committee on Transportation recommends the following not pass:

SB 986 SB 1030 HB 808 HB 1785

The bills contained in the foregoing reports were laid on the table.

ENGROSSING REPORT

Your Engrossing Clerk to whom was referred SB 158 with 2 amendments reports that the Senate amendments have been incorporated and the bill is returned herewith.

JOE BROWN, Secretary

The bill was certified to the House.

ENROLLING REPORT

Your Enrolling Clerk to whom was referred SB 532 reports same has been enrolled, signed by the required Constitutional officers and presented to the Governor on May 13, 1974.

JOE BROWN, Secretary

BILL REFERRED TO SUBCOMMITTEE

Subcommittee A: HB 3923 (7 days to report to Committee on Ways and Means).

MOTIONS RELATING TO COMMITTEE REFERENCE

On motions by Senator Henderson, Senate Bills 59, 425, 841 and 933 were withdrawn from the Committee on Commerce by two-thirds vote and from further consideration of the Senate.

On motions by Senator Henderson, SB 934 was withdrawn from the Committees on Commerce and Ways and Means by two-thirds vote and from further consideration of the Senate.

COMMITTEE REQUESTS FOR EXTENSION OF TIME

The Committee on Commerce requests an extension of 10 days for the consideration of the following:

SB 59 by Senator Henderson	SB 434 by Senator Johnson
SB 72 by Senator Zinkil	SB 438 by Senator Johnson
SB 151 by Senator Lane	SB 440 by Senator Johnson
(31st)	SB 441 by Senator Johnson
SB 152 by Senator Lane	SB 448 by Senator McClain
(31st)	SB 456 by Senator Weber
SB 164 by Senator Henderson	SB 457 by Senator Weber
(31st)	SB 516 by Senator Glisson
SB 169 by Senator Lane	SB 521 by Senator Gordon
(31st)	SB 528 by Senator Glisson
SB 170 by Senator Gordon	SB 597 by Senator Deeb
SJR 179 by Senator Gillespie	SB 613 by Senator Scarborough
SB 191 by Senator Johnson	SB 615 by Senator Glisson
SB 198 by Senator Lewis	SB 623 by Senator Johnson
SB 214 by Senator Gordon	SB 734 by Senator Gallen
SB 272 by Senator Vogt	SB 740 by Senator Johnson
SB 344 by Senator Gordon	SB 751 by Senator Trask
SB 355 by Senator Gordon	SB 757 by Senator Brantley
SB 356 by Senator Graham	SB 762 by Senator Deeb
SB 359 by Senator Deeb	SB 767 by Senator Firestone
SB 373 by Senator Graham	SB 768 by Senator Winn
SB 378 by Senator Johnson	SB 773 by Senator Lane
SB 388 by Senator Deeb	(31st)
SB 402 by Senator Deeb	SB 776 by Senator Deeb
SB 407 by Senator Plante	SB 781 by Senator Trask
SB 424 by Senator Gruber	SB 790 by Senator Winn
SB 425 by Senator Henderson	SB 791 by Senator Winn
	SB 806 by Senator Plante

SB 841 by Senator Henderson	SB 923 by Senator Gordon
SB 845 by Senator Johnson	SB 925 by Senator Williams
SB 858 by Senator Henderson	SB 926 by Senator Scarborough
SB 859 by Senator Gordon	SB 930 by Senator Wilson
SB 860 by Senator Gordon	SB 933 by Senator Henderson
SB 864 by Senator Brantley	SB 934 by Senator Henderson
SB 880 by Senator Peterson	SB 936 by Senator Brantley
CS for HB 217 by General Legislation Committee	SB 944 by Senator Childers
HB 732 by Representative Tillman	SB 948 by Senator Winn
HB 866 by Representative Crabtree	SB 968 by Senator Brantley
HB 869 by Representative Crabtree	SB 984 by Senator Brantley
HB 872 by Representative Crabtree	SB 985 by Senator Gordon
HB 874 by Representative Crabtree	SB 988 by Senator Winn
HB 881 by Representative Crabtree	SB 991 by Senator Winn
HB 1697 by Representative Dubbin	SB 996 by Senator McClain
HB 2595 by Finance and Taxation Committee	SB 999 by Senator Henderson
SB 5 by Senator Zinkil	SB 1011 by Senator Saunders
SB 20 by Senator Zinkil	SB 1033 by Senator Glisson
SB 893 by Senator Trask	SB 1036 by Senator Scarborough
SB 894 by Senator Trask	SB 1044 by Senator McClain
SB 909 by Senator Winn	SB 1052 by Senator Saunders
SB 911 by Senator Brantley	SB 1064 by Senator Weber
SB 913 by Senator Peterson	SB 1070 by Senator Gallen
SB 915 by Senator Scarborough	HB 619 by Representative Kutun
	HB 2481 by Committee on Insurance
	CS for HB 3056 by Business Regulation Committee

The Committee on Consumer Affairs requests an extension of 10 days for the consideration of the following:

SB 12 by Senator Zinkil and others	SB 279 by Senator Johnson
SB 93 by Senator Sykes	SB 774 by Consumer Affairs Committee
SB 242 by Senator Johnson	SB 232 by Senator Trask

The Committee on Criminal Justice requests an extension of 10 days for the consideration of the following:

SB 533 by Senator Scarborough	SB 848 by Senator Johnson
SB 536 by Senator Pettigrew	SB 309 by Senator Poston
SB 537 by Senator Winn	HB 1659 by Representative Clark
HB 133 by Representative Gautier	HB 2550 by Representative Clark
HB 166 by Representative Gautier	HB 2440 by Representative Cohen
HB 768 by Criminal Justice Committee	SB 980 by Criminal Justice Committee
HB 829 by Representative Poorbaugh	SB 1026 by Criminal Justice Committee
HB 1524 by Criminal Justice Committee	SB 1065 by Senator Wilson
HB 1180 by Representative Randell	SB 1069 by Senator Weber
HB 1171 by Representative Harris	SB 1071 by Senator Poston
SB 557 by Senator Winn	HB 3064 by Representative Blackburn
SB 552 by Senator Vogt	HB 661 by Criminal Justice Committee
HB 617 by Representative Poorbaugh	HB 115 by Criminal Justice Committee
SB 739 by Senator Vogt	HB 2751 by Criminal Justice Committee
SB 744 by Senator Winn	HB 2926 by Representative Clem
SB 831 by Senator Lewis	HB 1871 by Criminal Justice Committee
SB 835 by Senator Smathers	
SB 840 by Criminal Justice Committee	

The Committee on Education requests an extension of 10 days for the consideration of the following:

HB 714 by Representative Conway

The Committee on Health and Rehabilitative Services requests an extension of 10 days for the consideration of the following:

SB 13 by Senator Zinkil	SB 801 by Senator Myers
SB 35 by Senator Sykes	SB 805 by Senator de la Parte
SB 95 by Senator Pettigrew	SB 838 by Senator Trask
SB 130 by Senator Myers	Memorial 856 by Senator Lane (31st)
SB 163 by Senators Vogt and Lewis	SB 865 by Senator Myers
SB 188 by Senator Johnson	SB 882 by Senator Sayler
SB 193 by Senator Gordon	SB 897 by Senator Smathers
SB 208 by Senator Zinkil	SB 906 by Senator Lane (31st)
SB 217 by Senators Vogt and Myers	SB 917 by Senator Myers
SB 220 by Senators Vogt and Myers	SB 924 by Senator Wilson
SB 263 by Senator Stolzenburg	SB 928 by Senator Gordon
SB 289 by Senator Pettigrew	SB 946 by Senator Deeb
SB 290 by Senator Pettigrew	SB 950 by Senator Scarborough
SB 354 by Senator Brantley	SB 958 by Senator Gruber
SB 370 by Senators Ware and Glisson	SB 982 by Senator Myers
SB 379 by Senator Johnson	SB 998 by Senator de la Parte
SB 381 by Senator Johnson	SB 1005 by Senator Williams
SM 385 by Senator Glisson	SB 1014 by Senator Saunders
SB 387 by Senators Glisson and Johnson	SB 1015 by Senator Myers
SB 390 by Senator Lane (31st)	SB 1019 by Senator Myers
SB 512 by Senator Vogt	HB 303 by Representative Tucker
SB 523 by Senator Glisson	HB 701 by Criminal Justice Committee
SB 524 by Senator Glisson	HB 991 by Representative Earle
SB 545 by Senator Stolzenburg	HB 995 by Representative Earle
SB 546 by Senator Gordon	HB 1066 by Representative Shreve
SB 570 by Senator de la Parte	HB 1279 by Representative Fortune
SB 577 by Senator Glisson	HB 1537 by Representative Mattox
SB 582 by Senator Johnson	HB 1702 by Representative Webb
SB 583 by Senator Johnson	HB 1836 by Representative Hodes
SB 588 by Senator Henderson	HB 1709 by Health and Rehabilitative Services Committee
SB 594 by Senator de la Parte	HB 558 by Representative Easley
SB 612 by Senator de la Parte	HB 2040 by Insurance Committee
SB 616 by Senator Pettigrew	HB 2086 by Commerce Committee
SB 640 by Senator Vogt	HB 1106 by Insurance Committee
SB 644 by Senator Lewis	HB 2160 by Commerce Committee
SB 653 by Senator Glisson	HB 3016 by Representative Hair
SB 655 by Senator Vogt	HB 3273 by Representative Tolton
SB 664 by Senator Vogt	HB 2654 by Representative Gordon
SB 686 by Senator Brantley	HB 2802 by Business Regulations Committee
SB 708 by Senator Winn	SB 389 by Senator Lane (31st)
SB 712 by Senator Ware	
SB 717 by Senator Lane (31st)	
SB 719 by Senator Scarborough	
SB 731 by Senator Vogt	
SB 742 by Senator Lane (31st)	
SB 745 by Senator Vogt	
SB 756 by Senator Gruber	
SB 794 by Senator Smathers	
SB 796 by Senator Lewis	
SB 799 by Senator Sayler	

The Committee on Governmental Operations requests an extension of 10 days for the consideration of the following:

SB 23 by Senator Wilson	SB 241 by Senator Johnson
SB 33 by Senator Sayler	SB 243 by Senator Wilson
SB 36 by Senator Sykes	SB 298 by Senator Graham
SB 94 by Senator Wilson	SB 305 by Senator Pettigrew
SB 154 by Senator Gillespie	SB 318 by Senator Poston
SB 155 by Senators Poston and Henderson	SB 320 by Senator Poston
SB 190 by Senators Johnson and Henderson	SJR 348 by Senator Poston
SB 229 by Senator Scarborough	SB 361 by Senator Brantley
	SB 399 by Senator Winn
	SB 408 by Senator Wilson
	SB 420 by Senator Johnson

SB 421 by Senator Johnson	SB 493 by Senator Gallen
SB 460 by Senator Glisson	SB 568 by Senator Zinkil
SB 480 by Senator Pettigrew	

The Committee on Judiciary requests an extension of 10 days for the consideration of the following:

SB 527 by Senator Gallen	SB 313 by Senator Sims
HB 279 by Representative Smith	SB 377 by Senator Johnson
SB 673 by Senator Gillespie	SB 418 by Senator McClain
SB 674 by Senator Myers	SB 250 by Senator Ware
SB 690 by Senator McClain	SJR 252 by Senator Ware
SB 697 by Senator Poston	SB 446 by Senator Johnson
SB 375 by Senator Johnson	SB 469 by Senator Glisson
SB 725 by Senator Gillespie	SB 474 by Senator Scarborough
SB 728 by Senator Barron	SB 495 by Senator D. Lane
SB 27 by Senator Wilson	SB 507 by Senator Sykes
SB 37 by Senator Sayler	SB 566 by Senator Johnson
SB 120 by Senator Gillespie	SB 571 by Senator Scarborough
SB 231 by Senator Glisson	

The Committee on Natural Resources and Conservation requests an extension of 10 days for the consideration of the following:

SB 1 by Senators Sayler and Henderson	conservation Committee
SB 3 by Senators Henderson and Sayler	SB 452 by Senator Glisson
SB 4 by Senators Ware and Sayler	SB 481 by Senator Pettigrew
SB 124 by Senator Weber and others	SB 504 by Senator Lane (23rd)
SB 147 by Senator Gillespie	SB 574 by Senator Childers
SB 316 by Natural Resources and Conservation Committee	HB 1698 by Representative Robinson

The Committee on Rules and Calendar requests an extension of 10 days for the consideration of the following:

SB 635 by Senator Childers	HM 2574 by Representative Cherry
HB 371 by Representative Melvin	SB 288 by Senator Johnson
HM 2261 by Representative Lockward	SB 317 by Senator Poston
	SB 1081 by Senator Deeb

The Committee on Transportation requests an extension of 10 days for the consideration of the following:

SB 141 by Senator Poston	SB 954 by Senator Williams
SB 196 by Senator Lewis	SB 963 by Senator Gruber
SB 221 by Senator Plante	SB 997 by Senator Poston
SB 308 by Transportation Committee	SB 1027 by Senator Poston
SB 319 by Senator Poston	SB 1029 by Senator Stolzenburg
SB 548 by Senator Gillespie	CS for HB 100 by Natural Resources Committee
SB 549 by Senator Childers	CS for HB 1878 by Transportation Committee
SB 560 by Senator Stolzenburg	HB 2088 by Transportation Committee
SB 575 by Transportation Committee	HB 2101 by Insurance Committee
SB 795 by Transportation Committee	HB 2389 by Transportation Committee
SB 832 by Senator Stolzenburg	HM 2641 by Representative Cohen
SB 837 by Senators Trask and Peterson	
SB 852 by Senator Johnson	
SB 713 by Senator Firestone	

EXECUTIVE BUSINESS

By direction of the President, the following communications and certificate were read:

Honorable Joe Brown
Secretary of the Senate
The Capitol

May 9, 1974

Dear Mr. Brown:

Pursuant to the provisions of Section 112.071 (1), (b), Florida Statutes, we are enclosing a certificate listing the name of a

person for whom a commission has been prepared and which is subject to confirmation by the Senate.

With kind regards, I remain

Cordially,
RICHARD (DICK) STONE
Secretary of State

By (Mrs.) *Dorothy W. Glisson*
Director, Division of Elections

I Richard (Dick) Stone, Secretary of State of the State of Florida, do hereby certify that pursuant to the provisions of Section 112.071 (1), (b), Florida Statutes, a commission which is subject to Confirmation by the Senate has been prepared for the following:

NAME	OFFICE	FOR TERM ENDING
Eddie J. Richburg Cedar Key	Member, Suwannee River Water Man- agement District	July 1, 1975



GIVEN under my hand and the Great Seal of the State of Florida at Tallahassee, the Capital, this the ninth day of May, A. D. 1974.

RICHARD (DICK) STONE
Secretary of State

Which was referred to the Committee on Natural Resources and Conservation.

Honorable Mallory E. Horne
President, The Florida Senate
The Capitol

May 9, 1974

Dear Mr. President:

This is to advise that I have appointed Mrs. Lois R. Linville as a member of the Board of Trustees, Pasco-Hernando Community College, for a term ending May 31, 1975. Attached is her questionnaire for executive appointment.

It would be appreciated if the Senate would take up the confirmation of this appointment during the current session of the Florida Legislature.

Sincerely,
REUBIN ASKEW
Governor

Which was referred to the Committee on Education.

MESSAGES FROM THE GOVERNOR

The Governor advised that he had filed in the office of the Secretary of State Senate Bills 38, 64, 100, 128, 245 and 427 which he had approved May 9 and SB 491 which he had approved May 13.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Mallory E. Horne, President May 10, 1974

I am directed to inform the Senate that the House of Representatives has adopted SCR 661.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 10, 1974

I am directed to inform the Senate that the House of Representatives has adopted SM 437.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 10, 1974

I am directed to inform the Senate that the House of Representatives has passed SB 683.

Allen Morris, Clerk

The bills contained in the above messages were ordered enrolled.

The Honorable Mallory E. Horne, President May 10, 1974

I am directed to inform the Senate that the House of Representatives has concurred in Senate amendments and passed as amended—

HB 1460 (cs) HB 1716 HB 1757

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 13, 1974

I am directed to inform the Senate that the House of Representatives has passed with amendments—

By Senator Childers—

SB 587—A bill to be entitled An act relating to live bait shrimping; amending Section 370.15(2) and Section 370.15(6) (a)(2), Florida Statutes; exempting live bait shrimp from the size limitation; providing for live shrimp bait tanks; limiting the amount of dead shrimp aboard vessels engaged in live bait shrimping; providing an effective date.

(amendments attached)

—and requests the concurrence of the Senate.

Allen Morris, Clerk

Amendment 1—On page 1, line 8, strike shrimp bait and insert: bait shrimp

Amendment 2—On page 1, line 18, strike the word "destory" and insert: destroy

Amendment 3—On page 1, line 20, strike water and insert: waters

Amendment 4—On page 2, line 12, strike the word "small" and insert: smaller

Amendment 5—On page 3, line 3, strike the word "bridge" and insert: "Bridge"

Amendment 6—On page 3, line 13, strike the words "shrimp bait" and insert: bait shrimp

On motions by Senator Childers, the Senate concurred in House amendments 1, 2, 3, 4, 5 and 6 to SB 587.

SB 587 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was:

Yeas—33

Mr. President	Gruber	Saunders	Ware
Brantley	Henderson	Saylor	Weber
Childers	Johnson	Scarborough	Williams
Firestone	Lane (23rd)	Sims	Wilson
Gallen	Lewis	Smathers	Winn
Gillespie	McClain	Stolzenburg	Zinkil
Glisson	Peterson	Sykes	
Gordon	Plante	Trask	
Graham	Poston	Vogt	

Nays—None

By unanimous consent Senator Myers was recorded as voting yea.

The Honorable Mallory E. Horne, President May 9, 1974

I am directed to inform the Senate that the House of Representatives has passed as amended—

HB 1372 HB 3514

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Redman and others—

HB 1372—A bill to be entitled An act relating to taxation of intangible personal property; amending §199.222(1), Florida Statutes, requiring the department of revenue to permit the auditor general or his authorized agent to inspect the intangible tax return of any individual; providing an effective date.

—was read the first time by title and referred to the Committee on Ways and Means.

By Representative Haben—

HB 3514—A bill to be entitled An act relating to sheriffs' budgets; amending §30.49(4), (5), (10) and (11), Florida Statutes; providing review of such budgets by the administration commission; allowing a sheriff thirty days within which to appeal and requiring his petition to set forth the budget proposed by him in the form and manner prescribed by the administration commission; authorizing amendments to budgets to be submitted to the board of county commissioners and if disapproved by them application for additional amounts to be made to the administration commission; providing an effective date.

—was read the first time by title and referred to the Committee on Ways and Means.

The Honorable Mallory E. Horne, President May 9, 1974

I am directed to inform the Senate that the House of Representatives has passed as amended—

HB 3777 HB 3641 HB 4018

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Martinez—

HB 3777—A bill to be entitled An act relating to elections; revising various subsections of the campaign financing chapter of the election code; amending §§106.011(1)(b), (2), (3)(a), (9), 106.021(4), 106.03(1), 106.04(2), (3), 106.07(1), (2), (3), (5), 106.08(1)(b), (c), (e), (2), 106.10(1), (3), 106.15(1), 106.24(3), 106.25(1), (4), 106.26(12), 106.27(1)(a), (b), 106.29(1), all Florida Statutes 1973; creating §106.11(4), F.S., repealing §106.07 (4)(a), F.S., 1973, which requires that the amount of funds on deposit at the beginning of the reporting period be included in campaign contributions reports; conforming statutory language to legislative intent; providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary.

By Representative Shreve—

HB 3641—A bill to be entitled An act relating to immunity of witnesses; amending §914.04, Florida Statutes, 1971, as amended, to provide for immunity from use of compelled testimony; providing for prehearing order to testify; providing procedures for granting immunity before courts of the state, felony jurisdiction and grand juries; providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary.

By the Committee on Environmental Protection and Representative Becker and others—

HB 4018—A bill to be entitled An act relating to Biscayne Bay in Dade and Monroe Counties; providing for the establishment of Biscayne Bay as an aquatic preserve; providing powers, duties and responsibilities of the trustees of the internal improvement trust fund, respecting said preserve; providing restrictions on the sale and use of lands and waters in the preserve; providing for relocation of bulkhead lines; providing for rules and regulations; providing for riparian rights of upland owners within or adjacent to the preserve; providing that no wastes or effluents shall be discharged into the preserve

which substantially inhibit the accomplishment of this act; providing for enforcement, application of existing law, and severability; providing an effective date.

—was read the first time by title and referred to the Committee on Natural Resources and Conservation.

The Honorable Mallory E. Horne, President May 9, 1974

I am directed to inform the Senate that the House of Representatives has passed HB 3956 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Business Regulation and Representative Hartnett (By request)—

HB 3956—A bill to be entitled An act relating to credit unions; amending Chapter 657.16, Florida Statutes, providing that credit unions may accept secondary liens on improved real estate; providing that share secured loans made to officers and directors of the credit union in which they hold office shall be exempt from the ten (10) percent limitation of the capital and deposits of the credit union; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

The Honorable Mallory E. Horne, President May 10, 1974

I am directed to inform the Senate that the House of Representatives has adopted HM 3336 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Environmental Protection and Representative Spicola—

HM 3336—A memorial to the Congress of the United States, urging Congress to review the freight rate policies and regulations of the Interstate Commerce Commission so that discrimination against the shipment of solid waste and recoverable resources can be eliminated.

—was read the first time by title and referred to the Committee on Commerce.

The Honorable Mallory E. Horne, President May 10, 1974

I am directed to inform the Senate that the House of Representatives has passed—

HB 3530	HB 3318	HB 3536
CS for HB 3619	HB 3040	CS for HB 3903
HB 3041	HB 3165	HB 3327

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representatives Nergard and Clem—

HB 3530—A bill to be entitled An act relating to bridge designation; providing for designation of the Peter P. Cobb Bridge over the Indian River at Fort Pierce in St. Lucie County; authorizing and directing the department of transportation to affix markers; providing an effective date.

—was read the first time by title and placed on the calendar.

By Representative Hartnett (by request)—

HB 3318—A bill to be entitled An act relating to gifts to minors; adding subsection (17) to §710.02, Florida Statutes, 1973; defining "credit union"; amending §§710.03(1)(c), 710.04(2), 710.05(7), and 710.07, all Florida Statutes, 1973; including credit unions as authorized financial institutions under the Florida Gifts to Minors Act; providing an effective date.

—was read the first time by title and placed on the calendar.

By Representative Tittle and others—

HB 3536—A bill to be entitled An act relating to school pedestrian crossing guards and school safety patrol; amending section 316.184, F. S., by creating a new subsection (5) and renumbering existing subsection (5) as subsection (6); providing that flags, belts, apparel and devices supplied to school safety patrol, school police officers, and special school police be visible both day and night; providing an effective date.

—was read the first time by title and placed on the calendar.

By the Committee on Insurance and Representative Lockward and others—

CS for HB 3619—A bill to be entitled An act relating to insurance; adding a new subsection (5) to §626.970, Florida Statutes, 1973, prohibiting an insurer from charging an additional premium for motor vehicle insurance or cancelling a policy or refusing to renew a policy solely because the insured is handicapped or disabled; providing an effective date.

—was read the first time by title and placed on the calendar.

By Representative Brown—

HB 3040—A bill to be entitled An act relating to insurance; amending section 627.331(1), Florida Statutes, 1973 Supplement; providing that none of the provisions of section 627.331, Florida Statutes, shall be construed as prohibiting the department from requiring all insurers licensed to write insurance covering a motor vehicle, as defined in section 324.021, to report their loss and expense experience to the department in a manner that is in conformity with a statistical plan or plans adopted by the department; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By the Committees on Criminal Justice and Agriculture & Citrus and Representatives Blackburn and Nuckolls—

CS for HB 3903—A bill to be entitled An act relating to larceny; creating §811.115, Florida Statutes, providing for the crime of larceny of specified animals; providing a penalty; providing an effective date.

—was read the first time by title and referred to the Committee on Criminal Justice.

By Representative Brown—

HB 3041—A bill to be entitled An act relating to insurance; amending section 627.351, Florida Statutes, 1973 Supplement, by adding subsection (8); providing that the department shall, after consultation with those insurers authorized to transact workmen's compensation and employers liability insurance or only employers liability insurance, adopt a reasonable plan for the apportionment of such insurance for applicants who are in good faith entitled to but are unable to procure such insurance through ordinary means; providing that when such plan is adopted, all insurers authorized to transact such insurance shall subscribe to and participate in the plan; providing that the plan shall include rules for the classification of risks and rates; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By Representatives Cohen and Cherry—

HB 3165—A bill to be entitled An act relating to probation; amending §948.01(5), Florida Statutes, 1973, to permit a sentencing judge, within his discretion, to remand or not remand to the custody of the parole and probation commission, a defendant who has been placed on nonreporting probation by that judge; providing an effective date.

—was read the first time by title and referred to the Committee on Criminal Justice.

By Representative Hartnett (by request)—

HB 3327—A bill to be entitled An act relating to inter vivos trusts; amending §689.075(2), Florida Statutes, 1973,

relating to powers retained by settlor, to allow credit unions to establish payable-upon-death accounts; providing an effective date.

—was read the first time by title and placed on the calendar.

The Honorable Mallory E. Horne, President May 10, 1974

I am directed to inform the Senate that the House of Representatives has passed—

CS for HB 2593

HB 3069

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on General Legislation and Representative Tucker and others—

CS for HB 2593—A bill to be entitled An act relating to charity racing days; amending §550.03, Florida Statutes, as amended by §137, chapter 73-333, Laws of Florida; authorizing the board of business regulation to extend the time limitations for jai alai operation at certain frontons to an additional performance, the proceeds of which shall go to Florida Agricultural and Mechanical University; providing an effective date.

—was read the first time by title and placed on the calendar.

By Representatives Holloway and Gibson—

HB 3069—A bill to be entitled An act relating to highway designation; designating that portion of State Road 50 in Orange county, Florida, from the Lake county line to the Brevard county line as the "William B. McGee Highway;" authorizing and directing the state department of transportation to erect suitable markers; providing an effective date.

—was read the first time by title and placed on the calendar.

The Honorable Mallory E. Horne, President May 10, 1974

I am directed to inform the Senate that the House of Representatives has adopted—

HCR 3468

HCR 3580

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representatives Webb and Tucker—

HCR 3468—A concurrent resolution in memory of Florida Highway Patrol Trooper Ronald Gordon Smith.

—was read the first time by title and placed on the Calendar.

By Representative Sessums and others—

HCR 3580—A concurrent resolution honoring Gloria Jahoda of Tallahassee, author of "River of the Golden Ibis," "The Other Florida," and other works of literature depicting the history and culture of the State of Florida.

—was read the first time by title and placed on the Calendar.

The Honorable Mallory E. Horne, President May 10, 1974

I am directed to inform the Senate that the House of Representatives has passed—

HB 2794

HB 3829

HB 3830

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Foster—

HB 2794—A bill to be entitled An act relating to the safety equipment inspection of motor vehicles; repealing §325.19(2), Florida Statutes, 1971, removing the requirement that smog emission control devices must be inspected before an approval certificate may be issued for a motor vehicle undergoing inspection; providing an effective date.

—was read the first time by title and referred to the Committee on Transportation.

By Representative Harris—

HB 3829—A bill to be entitled An act relating to the municipal police officers' retirement trust fund; amending section 185.10, Florida Statutes, by providing that funds received under this chapter be deposited in the insurance commissioner's regulatory trust fund for distribution; providing an effective date.

—was read the first time by title and referred to the Committee on Ways and Means.

By Representative Harris—

HB 3830—A bill to be entitled An act relating to insurance; amending section 624.314, Florida Statutes, to provide for the deposit of all funds from the sale of publications in the insurance commissioner's regulatory trust fund; removing the maximum amount retained in the publications revolving trust fund since the publications trust fund is being abolished; providing an effective date.

—was read the first time by title and referred to the Committee on Ways and Means.

The Honorable Mallory E. Horne, President May 10, 1974

I am directed to inform the Senate that the House of Representatives has passed—

HB 3710	HB 3252	HB 3561
HB 2736	HB 3190	HB 3614
HB 3488		

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representatives A. S. Robinson and Holloway—

HB 3710—A bill to be entitled An act relating to bridges; amending §338.07(2), Florida Statutes, 1973, requiring the division of road operations of the department of transportation to include provision for the anticipated use of mass transit within its plans and specifications for the construction of bridges which are a part of the state highway system; providing an effective date.

—was read the first time by title and referred to the Committee on Transportation.

By Representatives Holloway and MacKay—

HB 3252—A bill to be entitled An act relating to glass construction standards; renumbering section 553.28 as 553.29, F. S., and creating a new section 553.28, F. S., providing for enforcement by state agencies and local governments; authorizing the department of community affairs to carry out the provisions of this act; providing for adoption of the latest editions and revisions to the state glass code; providing for an annual report to the legislature; renumbering section 553.28, F. S., as 553.29, F. S., amending subsection (2) thereof, adding a new subsection (3) thereto and renumbering the existing subsection (3) as subsection (4); providing penalties for noncompliance; providing an effective date.

—was read the first time by title and referred to the Committee on Governmental Operations.

By Representatives Culbreath and Richmond—

HB 3561—A bill to be entitled An act relating to game and fresh water fish; creating §372.912, Florida Statutes, providing

for certain requirements and exceptions for organized poisonous reptile hunts; providing an effective date.

—was read the first time by title and referred to the Committee on Natural Resources and Conservation.

By Representative Nelson—

HB 2736—A bill to be entitled An act relating to cattle, horses, and livestock; amending §828.07, Florida Statutes, 1971, to make the actual or attempted killing, maiming, poisoning, or disfiguring of the livestock of another person unlawful; repealing §828.09, Florida Statutes, 1971, relating to the killing, maiming, or disfiguring of the animal of another person without malice; providing an effective date.

—was read the first time by title and placed on the calendar.

By Representative James and others—

HB 3190—A bill to be entitled An act relating to the naming of state buildings; authorizing and directing the board of regents to name the library building at Florida Atlantic University the "Stanley E. Wimberly Memorial Library"; providing an effective date.

—was read the first time by title and referred to the Committee on Governmental Operations.

By Representatives Turlington and Andrews—

HB 3614—A bill to be entitled An act relating to medical practice; amending §458.13(2)(k), Florida Statutes, 1973; providing for renewal of a medical faculty certificate under certain conditions; providing limitations; providing an effective date.

—was read the first time by title and referred to the Committee on Health and Rehabilitative Services.

By Representative Gautier—

HB 3488—A bill to be entitled An act relating to banks and banking; adding paragraph (f) to subsection (5) of §659.20, Florida Statutes, relating to the authority of banks and trust companies to invest in the stock of a clearing corporation as defined in the Uniform Commercial Code; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

The Honorable Mallory E. Horne, President May 10, 1974

I am directed to inform the Senate that the House of Representatives has passed as amended—

HB 2812	HB 1187	HB 3955
HB 672	HB 3258	HB 629
CS for HB 2543	HB 933	HB 3168
HB 509 (cs 509, 510, 511, 512)	HB 2930	HB 3136
HB 446(cs)	HB 3489	HB 2496
HB 675		

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Peadar—

HB 2812—A bill to be entitled An act relating to traffic control; adding subsection (6) to §316.196, Florida Statutes, 1971, to except certain vehicles under tow from the maximum width, height, and length requirements; providing an effective date.

—was read the first time by title and referred to the Committee on Transportation.

By Representatives Hartnett and Danahy—

HB 1187—A bill to be entitled An act relating to housing, amending chapter 421.27 (2), Florida Statutes, to provide that commissioners of a county housing authority shall be appointed by the county commission; providing an effective date.

—was read the first time by title and referred to the Committee on Governmental Operations.

By the Committee on Business Regulation—

HB 3955—A bill to be entitled An act relating to the usury laws; amending 687.03 and 687.11; providing an explanation of which loans are deemed for \$500,000 or more, clarifying method of calculating interest under Chapter 687 and property included with definition; relating to guarantors; and providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary.

By Representative Hodes—

HB 672—A bill to be entitled An act relating to purchasing; amending subsections (1) and (3) of section 287.062, Florida statutes, providing for competitive bids; providing for exceptions; and providing an effective date.

—was read the first time by title and referred to the Committee on Governmental Operations.

By the Select Committee on Military & Veterans Affairs and Representative Peaden and others—

HB 3258—A bill to be entitled An act relating to veterans; amending §292.11, Florida Statutes, 1973, to require that county service officers meet minimum educational standards and that they be veterans who have been on active duty for a certain period of time or who have satisfied their military obligation in a certain manner and who have been honorably discharged or that they be widows of such veterans; requiring the division of veterans' affairs of the department of community affairs to establish training programs for county service officers and requiring these officers to attend said programs; exempting persons currently employed as county service officers from certain requirements of the act; providing an effective date.

—was read the first time by title and referred to the Committee on Governmental Operations.

By Representatives Foster and Price—

HB 629—A bill to be entitled An act relating to motor vehicle inspection; amending §325.24(1), Florida Statutes, 1971, relating to fees to be charged by safety equipment inspection stations and self-inspectors; requiring crediting of delinquent fees collected by all inspection stations against the forty cents (40¢) remittance requirement; providing an effective date.

—was read the first time by title and referred to the Committee on Transportation.

By the Committee on Education and Representative Reynolds—

CS for HB 2543—A bill to be entitled An act relating to schools; adding subsection (c) to §234.051(1) and section (3) to §234.051, Florida Statutes, 1973, to exempt from the definition of the term "school bus" motor vehicles owned and operated by a county or municipal transit authority which are leased by the school board; amending §232.25, Florida Statutes, 1973, authorizing school principals to delegate certain authority; providing an effective date.

—was read the first time by title and referred to the Committee on Education.

By the Committee on Commerce and Representative P. Thomas—

HB 509 (cs 509, 510, 511, 512)—A bill to be entitled An act relating to watchmaking; adding subsection (6) to §489.01, Florida Statutes, 1971, to define the term "establishment"; amending §489.02, Florida Statutes, 1971, which relates to required certificates, to exempt places of business which receive watches for repair elsewhere from requirements regarding display of certificates; amending §489.06(2), Florida Statutes, 1971, and adding new subsections to said section, which relates to registration, to provide for annual expiration of license and registration certificates and to provide for fines, suspension, and reinstatement for failure to renew; creating §489.061, Florida Statutes, to require certification of establishments; adding

subsection (4) to §489.09, Florida Statutes, 1971, to require itemized statements of charges upon request and to provide penalties for failure to comply; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By Representative Poorbaugh—

HB 933—A bill to be entitled An act relating to cruelty to animals; creating §828.122, Florida Statutes, making it unlawful to own or maintain a bird or animal for the purpose of a fighting exhibition; prohibiting the making or maintaining of a cockpit; prohibiting baiting; providing for confiscation and penalties; providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary.

By Representative Harris—

HB 3168—A bill to be entitled An act relating to the powers, duties and functions of the treasurer; amending Sec. 18.10(1), Florida Statutes, to authorize the treasurer to deposit State monies into savings accounts in savings and loan associations; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By the Committee on Health & Rehabilitative Services and Representative Hodes—

HB 446 (cs)—A bill to be entitled An act relating to public health; amending §381.494, (5), and (6)(d), Florida Statutes, 1972 Supplement, adding a new paragraph (f) to subsection (6) of said section, relating to capital expenditures for health care facilities; requiring areawide councils to submit their recommendations concerning proposed facilities within ninety (90) days; providing for an additional permissible recommendation; providing for a decision on a proposed facility by the bureau of community medical facilities planning of the division of planning and evaluation of the department of health and rehabilitative services within thirty (30) days of any denial; providing an effective date.

—was read the first time by title and referred to the Committee on Health and Rehabilitative Services.

By Representatives Reynolds and Price—

HB 2930—A bill to be entitled An act relating to the seizure and forfeiture of vessels, vehicles and aircraft; creating the Florida uniform contraband transportation act; providing a definition; providing uniform procedures for confiscation of vessels, motor vehicles and aircraft containing contraband articles; providing exceptions; amending §206.205(1), Florida Statutes, as amended by §20, ch. 73-334, Laws of Florida; amending §562.27(6), Florida Statutes, as amended by §26, ch. 73-334, Laws of Florida; amending §§562.35 and 849.36(1), Florida Statutes; amending §893.12(2), Florida Statutes, as created by §12, ch. 73-331, Laws of Florida; providing for seizure and forfeiture of vehicles illegally transporting or delivering motor fuel, illicit liquor, lottery tickets, or controlled substances; repealing §893.12(5), (6) and (7), Florida Statutes, as created by §12, ch. 73-331, Laws of Florida, relating to forfeiture procedures when controlled substances are found; providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary.

By Representative Hodes—

HB 3136—A bill to be entitled An act relating to medical malpractice insurance; creating §624.431, Florida Statutes, requiring professional liability insurers of medical practitioners or osteopathic practitioners to report at least annually to the department of insurance any medical malpractice claims or actions brought against any such insured; providing specified contents of the reports; requiring the department of insurance to

maintain the reports and their confidential nature; exempting the insurers and the department of insurance from liability for compliance with this act; providing an effective date.

—was read the first time by title and placed on the calendar.

By Representative Hodes—

HB 675—A bill to be entitled An act relating to public printing and stationery; amending section 287.102 and subsection (1) of section 283.10, Florida statutes; providing for competitive bids on all purchases in excess of five hundred dollars; providing an effective date.

—was read the first time by title and referred to the Committee on Governmental Operations.

By Representative Gautier—

HB 3489—A bill to be entitled An act relating to the authorization for the deposit of securities with clearing corporations; the deposit and transfers of securities held by certain fiduciaries and others; creating §518.115, Florida Statutes, authorizing fiduciaries and custodians for fiduciaries to deposit securities in a clearing corporation and providing methods for transferring securities so deposited; creating §518.116, Florida Statutes, relating to the authority of certain fiduciaries and custodians for fiduciaries to deposit certain securities with a federal reserve bank and providing a method for transferring securities so deposited; and providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By Representatives Hagan and Nuckolls—

HB 2496—A bill to be entitled An Act relating to education; creating section 229.825, Florida Statutes; providing for a surety bond or insurance to indemnify students from loss if any private vocational school, trade school, business school or other type of training school discontinues operations; providing an effective date.

—was read the first time by title and referred to the Committee on Education.

On motion by Senator Brantley, Rule 2.5 was waived and the Committee on Commerce was granted permission to meet May 15 from 5:00 p.m. until 8:00 p.m. instead of from 6:00 p.m. until 8:00 p.m. as originally scheduled.

SPECIAL ORDER

CS for HCR 2800—A concurrent resolution adopting a policy on growth for the State of Florida.

—was taken up with pending amendment 1 and pending substitute amendment 2.

Amendment 2 failed by the following vote:

Yeas—18

Mr. President	Henderson	Poston	Wilson
Firestone	Johnson	Sayler	Winn
Gillespie	Lane (23rd)	Smathers	Zinkil
Gordon	Myers	Vogt	
Graham	Pettigrew	Williams	

Nays—19

Barron	Gruber	Peterson	Sykes
Childers	Johnston	Plante	Trask
Deeb	Lane (31st)	Scarborough	Ware
Gallen	Lewis	Sims	Weber
Glisson	McClain	Stolzenburg	

On motion by Senator Sayler, further consideration of CS for HCR 2800 was deferred.

Consideration of Senate Bills 663 and 578 was deferred.

SB 638 was taken up and on motion by Senator Childers—

HB 3327—A bill to be entitled An act relating to inter vivos trusts; amending §689.075(2), Florida Statutes, 1973, relating to powers retained by settlor, to allow credit unions to establish payable-upon-death accounts; providing an effective date.

—a companion measure was substituted therefor. On motions by Senator Childers, by two-thirds vote HB 3327 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote was:

Yeas—37

Mr. President	Graham	Plante	Vogt
Barron	Gruber	Poston	Ware
Brantley	Henderson	Saunders	Weber
Childers	Johnson	Sayler	Williams
Deeb	Lane (31st)	Scarborough	Wilson
Firestone	Lane (23rd)	Sims	Winn
Gallen	Lewis	Smathers	Zinkil
Gillespie	McClain	Stolzenburg	
Glisson	Peterson	Sykes	
Gordon	Pettigrew	Trask	

Nays—None

By unanimous consent Senators Myers and Johnston were recorded as voting yea.

SB 638 was laid on the table.

SB 374 was taken up, together with:

By the Committee on Agriculture—

CS for SB 374—A bill to be entitled An act relating to the application of restricted pesticides; providing purpose, definitions, administration and enforcement, rules, license for certified applicators, fees, examination, keeping of records, report of damages, exemptions; providing for denial, suspension or revocation of license; providing a pesticide application council; providing injunction and penalty; providing an effective date.

—which was read the first time by title and SB 374 was laid on the table.

On motion by Senator Peterson, by two-thirds vote CS for SB 374 was read the second time by title.

The Committee on Ways and Means offered the following amendment which was moved by Senator Peterson and adopted:

Amendment 1—On page 14, line 15, strike "10" and insert: 9

Senator Peterson moved the following amendments which were adopted:

Amendment 2—On page 15, line 3, strike "lands" and insert: property

Amendment 3—On page 14, line 28, strike "person" and insert: animal except man

On motion by Senator Peterson, by two-thirds vote, CS for SB 374 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—34

Mr. President	Gruber	Plante	Vogt
Brantley	Henderson	Poston	Ware
Childers	Johnson	Sayler	Weber
Deeb	Lane (31st)	Scarborough	Williams
Firestone	Lane (23rd)	Sims	Wilson
Gallen	Lewis	Smathers	Winn
Gillespie	McClain	Stolzenburg	Zinkil
Gordon	Peterson	Sykes	
Graham	Pettigrew	Trask	

Nays—None

Senators Myers and Johnston were recorded as voting yea.

On motion by Senator Poston, HB 3245 was withdrawn from the Committee on Transportation by two-thirds vote and placed on the calendar.

SB 600 was taken up and on motion by Senator Poston—

HB 3245—A bill to be entitled An act relating to turnpike service stations; amending section 340.12(2), Florida Statutes, deleting requirement that one company may not have consecutive service stations along one side of the turnpike or that such company may not have more than one station if such station constitutes more than fifty percent (50%) of the service stations on the turnpike project; providing that no more than one service station may serve one service plaza; providing an effective date.

—a companion measure was substituted therefor and read the second time by title.

The President Pro Tempore presiding

Senator Poston moved the following amendment which was adopted:

Amendment 1—On page 2, strike all of lines 5 and 6 and insert: *{b} more than one service station if the proposed lessee has control of or if the brand of motor fuel proposed is sold at they constitute more than fifty twenty per cent of the service*

On motion by Senator Poston, by two-thirds vote HB 3245 as amended was read the third time by title, passed and certified to the House. The vote was:

Yeas—27

Mr. President	Glisson	Peterson	Sykes
Brantley	Gordon	Pettigrew	Trask
Childers	Graham	Poston	Vogt
de la Parte	Gruber	Scarborough	Weber
Firestone	Johnson	Sims	Winn
Gallen	Lane (23rd)	Smathers	Zinkil
Gillespie	McClain	Stolzenburg	

Nays—9

Deeb	Lewis	Ware	Wilson
Henderson	Plante	Williams	
Lane (31st)	Sayler		

By unanimous consent Senators Myers and Johnston were recorded as voting yea.

SB 600 was laid on the table.

SB 578 was taken up and on motion by Senator Horne—

HB 3317—A bill to be entitled An act relating to rural water and sewer service; directing the Department of Administration, Division of Planning to plan and administer the installation, operation and maintenance of such services in cooperation with a non-profit corporation in a pilot project serving rural areas of the state; providing for annual reports to the legislature regarding the results; providing an appropriation; providing an effective date.

—a companion measure was substituted therefor and read the second time by title. On motion by Senator Horne, by two-thirds vote HB 3317 was read the third time by title, passed and certified to the House. The vote was:

Yeas—37

Mr. President	Graham	Plante	Vogt
Brantley	Gruber	Poston	Ware
Childers	Henderson	Saunders	Weber
Deeb	Johnson	Sayler	Williams
de la Parte	Lane (31st)	Scarborough	Wilson
Firestone	Lane (23rd)	Sims	Winn
Gallen	Lewis	Smathers	Zinkil
Gillespie	McClain	Stolzenburg	
Glisson	Peterson	Sykes	
Gordon	Pettigrew	Trask	

Nays—None

By unanimous consent Senators Myers and Johnston were recorded as voting yea.

SB 578 was laid on the table.

SB 827—A bill to be entitled An act relating to unfair and deceptive trade practices; amending section 501.205(2), Florida Statutes, 1973, to apply rules and regulations promulgated under part II of chapter 501, Florida Statutes, 1973, only to those industries and practices which are also the subject of Federal Trade Commission regulations; providing an effective date.

—was read the second time by title.

The Committee on Consumer Affairs offered the following amendment which was moved by Senator Gillespie:

Amendment 1—On page 1, strike lines 15 through 25 and insert: Section 501.205(2) is hereby repealed.

The President presiding

On motion by Senator Firestone, by two-thirds vote SB 827 with pending amendment was referred to the Committee on Rules and Calendar.

On motion by Senator Brantley, HB 3542 was withdrawn from the Committee on Commerce by two-thirds vote and placed on the calendar.

SB 679 was taken up, together with, by the Committee on Commerce, CS for SB 679. On motion by Senator Brantley—

HB 3542—A bill to be entitled An act relating to foods, drugs, and cosmetics; amending §500.15(2)(a), Florida Statutes, to provide for labeling of packages; providing an effective date.

—a companion measure was substituted therefor and read the second time by title.

Senator Brantley moved the following amendments which were adopted:

Amendment 1—On page 1, line 26, after the word “packaging” insert: ,

Amendment 2—On page 1, line 17, strike “package” and insert: packer

Senator Lane (31st) moved the following amendment which was adopted:

Amendment 3—On page 1, line 17, strike all of paragraph (a) and insert: (a) The name and place of business of the manufacturer, packer, or distributor. In the case of medicinal drugs as defined in Section 465.031(5), F.S., the label shall contain the name and place of business of the manufacturer of the finished dosage form of the drug and the name and place of business of the packer or distributor; provided, however, if the finished dosage form of a drug is manufactured or fabricated by one company pursuant to the specifications of another company and the latter company accepts full responsibility for the integrity of the product, only the name of the company assuming responsibility need appear on the label, provided a statement is filed with the department disclosing the name of the manufacturer or fabricator.

On motion by Senator Brantley, by two-thirds vote HB 3542 as amended was read the third time by title, passed and certified to the House. The vote was:

Yeas—34

Mr. President	Gruber	Peterson	Trask
Brantley	Henderson	Pettigrew	Vogt
Childers	Johnson	Plante	Ware
Deeb	Johnston	Poston	Williams
Firestone	Lane (31st)	Sayler	Wilson
Gallen	Lane (23rd)	Scarborough	Winn
Glisson	Lewis	Sims	Zinkil
Gordon	McClain	Stolzenburg	
Graham	Myers	Sykes	

Nays—None

By unanimous consent Senators Smathers, Gillespie and Weber were recorded as voting yea; Senator Glisson changed his vote from yea to nay.

SB 679 and the committee substitute were laid on the table.

On motion by Senator de la Parte the rules were waived and the Senate reverted to—

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The Honorable Mallory E. Horne, President May 9, 1974

I am directed to inform the Senate that the House of Representatives has refused to concur in Senate Amendments 1, 2, 3, 4, 5, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 22, 26, 27, 30, 33, 35, 39, 40, 41 to:

By the Committee on Commerce and Representative Bass and others—

HB 2028—A bill to be entitled An act relating to labor, implementing Section 6 of Article I of the Constitution of the State of Florida; amending section 447.03, Florida Statutes, 1971, to include the right to refrain from participation in labor organizations; creating section 447.17, Florida Statutes, to provide civil and injunctive relief for denial or abridgement of rights; amending chapter 447, Florida Statutes, by adding Part II; providing right to organize and bargain collectively as to terms and conditions of employment; providing method of bargaining procedure; creating and providing administration by the Florida public employees relations commission within the department of commerce defining rights of public employees and employers; providing payroll dues deduction; providing rules and procedures for registration, recognition, and certification of employee organizations and bargaining agents; providing payment of fees and expenses in collective bargaining process; providing grievance procedures; providing procedures for resolution of impasse; providing factors to be considered by the special master; providing for compensation and records; establishing unfair labor practices by employers and employee organizations; providing procedures to resolve unlawful actions and practices, penalties and remedies; providing injunctive relief; providing effect on merit and civil service systems and state and local control of same; providing for a local option; providing certain exceptions to §286.011 and chapter 119, Florida Statutes, and providing limits to such exceptions; providing for severability; repealing §230.22 (1)(a), Florida Statutes, as created by chapter 73-338, Laws of Florida, relating to general powers of school boards; providing for repeal of chapter 72-275, Laws of Florida, which creates the Fire Fighters Bargaining Act; providing repeal of §839.221, Florida Statutes, which prohibits participation in strikes or membership in organizations that assert right to strike against government employer by governmental officers and employees; providing an effective date.

and requests the Senate to recede; and in the event the Senate refuses to recede requests a Conference Committee.

Allen Morris, Clerk

On motions by Senator de la Parte the Senate refused to recede from Senate amendments 1, 2, 3, 4, 5, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 22, 26, 27, 30, 33, 35, 39, 40 and 41 to HB 2028 and acceded to the request for a conference committee. The President appointed Senators de la Parte, Scarborough, Gillespie, Johnston and Sykes.

The action of the Senate was certified to the House.

On motion by Senator Graham, by two-thirds vote SB 1075, having been referred to the Committee on Ways and Means, was also referred to the Committee on Education as the first Committee of reference.

On motion by Senator Graham, Rule 2.5 was waived and the Committee on Education was granted permission to meet May 15 at 5:00 p.m.

The Senate resumed Special Order.

SB 783—A bill to be entitled An act relating to red tide; creating an ad hoc council for red tide research within the de-

partment of natural resources; providing for membership; providing per diem and travel expenses; providing duties; providing an effective date.

—was read the second time by title.

The Committee on Natural Resources and Conservation offered the following amendments which were moved by Senator Henderson and adopted:

Amendment 1—On page 2, strike lines 14 through 23 and insert: search. The council shall consist of not less than three nor more than seven members as follows: One member shall be the executive director of the department of natural resources, or his nominee, who shall serve as chairman; one member shall be the secretary of the department of health and rehabilitative services, or his nominee, and one member shall be the chief of the bureau of marine science and technology of the department of natural resources. These three members may, by a majority vote, appoint not more than four additional members who shall serve at their pleasure and who shall be a representative of a private research organization actively engaged in red tide research, a representative of the state university system actively engaged in red tide research, a representative of a private university actively engaged in red tide research, or a representative of a federal organization actively engaged in red tide research. Council members shall receive no extra compensation, and their per diem and travel expenses shall be borne by their respective organizations.

Amendment 2—On page 2, strike lines 24 through 29, and on page 3, line 1, strike line 1 and insert: Section 2. It shall be the duty of the council to evaluate and coordinate all red tide research activities within the state.

Amendment 3—On page 2, line 3, after the word "Keys," insert: the area of Tampa Bay,

Senator Henderson moved the following title amendment which was adopted:

Amendment 4—Lines 7 and 8, strike "providing per diem and travel expenses;".

On motion by Senator Henderson, by two-thirds vote SB 783 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—37

Mr. President	Graham	Peterson	Vogt
Brantley	Gruber	Pettigrew	Ware
Childers	Henderson	Plante	Weber
Deeb	Johnson	Poston	Williams
de la Parte	Johnston	Saylor	Wilson
Firestone	Lane (31st)	Scarborough	Winn
Gallen	Lane (23rd)	Sims	Zinkil
Gillespie	Lewis	Stolzenburg	
Glisson	McClain	Sykes	
Gordon	Myers	Trask	

Nays—None

By unanimous consent Senator Smathers was recorded as voting yea.

The Senate resumed—

CS for HCR 2800—A concurrent resolution adopting a policy on growth for the State of Florida.

Senator Williams moved the following substitute amendment:

Amendment 3—On page 1, strike all of lines 8-29 inclusively and strike remaining pages through 31 inclusively and insert: Growth is the most compelling force in Florida today shaping the quality of life for its nearly 8,000,000 citizens.

Of all the 50 states probably no other has been so blessed, endangered, transformed and challenged by growth.

Few areas in America are so envied as a place to live and work and play and raise a family and enjoy the sunset of life.

Although once regarded as a barren and remote peninsula, Florida has grown to become a productive, inviting mecca for millions of Americans. Each week at least 6,000 persons move into Florida to make new homes.

So rapid and massive has been this growth that Floridians are increasingly alarmed that the very progress they sought for so long and worked so hard to create may be in danger of degrading or even destroying not only itself but also those unique endowments of nature which made it all possible.

Sand and clay, palmetto and palm and pine, sawgrass and hammock, river and lake, bayou and seashore, that natural wilderness which denied so many attempts to convert it to a congenial environment for human livelihood has now yielded, revealing itself to be not limitless and indestructible but finite and fragile.

More and more Floridians of practical concern are seeking solutions to problems relating to realistic limits on the kinds, rates and extents of growth in Florida. That concern is not merely for the quality of the natural environment—the air, water, soil, vegetation, wildlife and native beauty of Florida.

It has to do with the quality of living together, too closely in places, too remotely in others.

It has to do with finding enough jobs, the right kinds of jobs.

It has to do with starting a private business and keeping it going.

It has to do with ability to provide opportunities for education, the highest quality of education, for a mushrooming population.

It has to do with ability of tax payers and their various governments to provide adequate essential public services—sewers, roads, trash collections, zoning, police and fire protection.

The concern is caught up in implications of the magnitude of growth—too much in some areas of the state, not enough in others.

But the highest concern is not over the quantity of growth.

Rather, it is over the quality of life in Florida—and how the kind, rate and extent of growth throughout Florida affect the quality of life in each area of the state. The

The concern is magnified by a feeling of frustration shared by numerous Floridians—that in some areas growth may be passing beyond control, in other areas little is being done to induce needed growth and in all areas there is lacking an acceptable means for influencing desirable growth.

The concern is heightened further by an understandable and legitimate apprehension that controls on growth may prove to be worse than the ill effects of the wrong kind of growth, that those controls may be administered by a central state authority remote from and insensitive to widely varying realities of the unique local areas of Florida, that government by rule-making may supplant government by law and that those presently living in Florida will be penalized.

There is also concern that no sensible formula can be found which will recognize what the desired kind, rate and extent of growth are in any given area of the state—let alone what they should be in each of the differing areas.

And there is concern that planning which goes beyond the most narrow local base will be too arbitrary, to the point where rights of individual Floridians will be impaired.

Some see any attempts to influence growth as the end of local citizen-control of government. They desire government which is more, not less, responsive to the people.

Yet, as government, itself, grows, increasing numbers of thoughtful Floridians feel even more remote, even more estranged, from it. There is an undeniable increase in the suspicion that special interests, rather than the public interest, dominate the selection and behavior of public officials.

At the very time it is needed most, government is in danger of being trusted the least.

Such concerns grow as growth, itself, grows in Florida, And this growth has occurred so quickly, so unevenly.

In one generation Florida emerged from a minor state—larger than only 17 others—to one of the largest major states—surpassed by only seven: Michigan, Ohio, Illinois, Texas, Pennsylvania, New York and California. By the year 2000, Florida will be the nation's third largest urban region—behind only California and the Northeast.

Florida's growth is faster than that of any other major state. During the past three decades, while the population of the United States as a whole was increasing by half and that of California was nearly tripling, the number of Floridians was growing almost four-fold.

In just eight years, by 1982, Florida will attain 10,000,000 residents if present growth trends persist. By the turn of the next century, a mere quarter-century away, the estimate is for 15,000,000—nearly double the figure today. In fact, if all developments currently planned in Florida are completed in full, 15,000,000 will be living in Florida by 1985—just a decade away.

Were Florida's present and projected population distributed fairly evenly throughout the peninsula, the consequences of this growth would be of far less concern. But it is not. Nine out of 10 Floridians now dwell in only a dozen of the 67 counties. Unless abated, that trend will accelerate.

Florida is urbanizing faster than any other state. A child born this year in Florida has less than one chance in 10 of growing up outside an urban area. Had that child's parents been born in Florida 25 or 30 years ago, they stood a far better than even chance of being raised in a rural setting. Within this next decade, nearly half a million fewer Floridians will be living outside the larger towns and cities while the urban population is expected to jump by two-thirds.

In some areas of Florida parents are troubled, even frightened, to think of their children growing up in overcrowded neighborhoods which, under impact of too much of the wrong kind of growth too fast, have become breeding plots of unrest, delinquency and decay of family life.

In other areas of Florida other parents are heartbroken to see sons and daughters leaving because there is no future for them there, due to lack of growth.

If present trends of growth in Florida continue, those extreme examples will become more, rather than less, typical.

In view of the current national energy shortage, which underscores the need for a state policy on growth, there is no assurance Florida can meet its immediate energy needs, let alone provide for future growth.

Failure to deal effectively with energy shortages makes the problems of growth more acute. The most effective way to cope, on an equitable basis, with energy shortages is within the overall framework of resolving Florida's growth problems.

NEED FOR A GROWTH POLICY

The various aspects of growth are so numerous, so complex and so bound up with one another that anything less than an attempt to deal with the subject as a related whole, rather than piecemeal, is unlikely to be effective.

A policy on growth should not be a specific prescription to cure all ailments of growth for all time. Its purpose should be set forth, in broad terms, the general directions the state should chart for the future.

No private business of major proportions would consider risking its stockholders' investments without such planning. State government owes no less an obligation to its taxpayers.

From time to time, as conditions change and experience provides clearer understanding, it may be desirable to amend the policy. Certainly, the policy should be subject to annual review by the people of Florida through their elected representatives in the Florida Legislature.

The growth policy should not be confused with specific programs. Those should be the province of proposed legislation for which the growth policy is intended to serve as a general guide.

The need for a state policy on growth is pressing.

LEGISLATIVE RESPONSIBILITY

The proper instrument for adopting a state policy on growth is the Florida Legislature, the elected representatives of the people of Florida.

For that instrument must be responsive and accountable to the people of Florida if they are to be the masters, rather than the slaves, of growth.

Under the Florida constitution it is the responsibility of the Legislature to establish policy and the responsibility of the executive branch to administer policy subject to the review of the Legislature.

In addition to the aforementioned growth policy commitments, the Florida legislature further recognizes its responsibility to continually review all legislation to insure that its intent and direction is being administered by those agencies charged with the implementing of said laws.

Since it is the intent of the Florida Legislature that such a growth policy is established by this concurrent resolution, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida, the Senate Concurring, that:

QUALITY OF LIFE

It is the policy of the State of Florida that the foremost function of its government shall be to help its citizens maintain and enrich the quality of life in Florida.

INFLUENCING GROWTH

This shall be done through laws and programs designed primarily to influence the kind, rate and extent of growth and the ways of adjusting to that growth in any area of Florida.

In view of existing population trends Florida's growth is assured. It shall not be the state's policy to stimulate further growth generally, but to plan for and distribute such growth as may develop.

RIGHTS OF CITIZENS

The legislature recognizes that increasing population and urbanization in Florida will result in an increasing conflict between individual rights and the public need.

The executive branch of government shall administer the laws of Florida in such ways to insure that individual Floridians shall have direct access to individual state agencies and shall insure that no state action affecting the rights of any citizen shall be implemented without affording the citizen affected due process of law.

LOCAL RESPONSIBILITY

Planning and management of this state policy on growth shall be administered to the maximum extent possible at the local level of government with guidance, technical assistance and resources furnished by state government.

Local government shall provide services effectively and efficiently, without overlapping of effort among counties, cities and special districts.

State government shall encourage coincidence of taxes and services between various units of local government so that citizens of Florida pay for services available to them and do not pay for services unavailable to them.

To facilitate this, state government shall encourage and support modernization of local government and reexamine its sometimes competing and conflicting relationships with local government.

INDIVIDUAL CITIZEN RESPONSIBILITY

Individual Floridians are encouraged to participate in the implementation of this growth policy. The communications media are requested to continue to assist in the dissemination of information by which Floridians can become familiar with the subjects covered in this growth policy. Responsibility for the

improvement of the quality of life of all Floridians will rest primarily with voluntary individual action at all levels of society.

CARRYING CAPACITY

The desired kind, rate and extent of growth shall be primarily determined by the carrying capacity of natural and man-made systems of an area.

Carrying capacity shall be based on availability of natural resources such as air, soils, water and space and may vary further depending on available energy, technology, means of waste disposal, other essential public services and the financial capability of an area.

In defining carrying capacity local government shall use a uniform statewide method of measurement if one can be determined by the legislature.

This shall be one basis on which local government adopts the desired kind, rate and extent of growth for its area so long as these do not exceed the carrying capacity of that area as found by the uniform statewide method of measurement. And the state in trying to plan for growth shall adopt guidelines which take into account the number of people already located in the various counties and cities as related to carrying capacity.

IMPACT COSTS

Growth, through the influx of new residents and new construction, imposes increased costs on local government in providing essential services and facilities. Local government should not place the brunt of these increased costs on present residents but rather should require the new Florida residents and new construction to contribute an equitable share toward meeting these costs. Consideration should be given to proration of all property taxes after issuance of certificate of occupancy.

State and local government must review the budgets of the local governmental units, including the state revenue sharing formula, to insure that the tax revenues, charges and fees collected are allocated equitably between old and new facilities. Study should be given to the effect that new residents and new construction have upon the costs of rendering services by local government in both the old and new areas. Local governments, pursuant to their police powers, presently impose many assessments similar to impact charges. Careful consideration should be given to the feasibility of local government imposing impact charges which bear a reasonable relationship to a pro-rata share of the total impact costs caused by new residents and new construction.

Pursuant to this consideration, state and local government shall identify these costs of increased residents and new construction and develop an appropriate policy regarding their equitable allocation including consideration of fees in kind in lieu of impact costs.

COMPREHENSIVE PLANNING

Comprehensive planning at the local level and local participation in similar planning for the area shall be encouraged, with proper incentives, by state government.

Local government shall be encouraged to join appropriate public bodies to coordinate with state government in achieving comprehensive planning statewide.

Such coordinating bodies shall provide for sufficient local initiative and active citizen participation and control.

If such planning is not accomplished at local and area levels within a reasonable period of time, state government shall perform such minimal planning as is necessary to assure comprehensive statewide planning including requirements for subdivision plats and rules for zoning where there is no comprehensive land-use plan.

A statewide minimum building code applicable to all aspects of the construction industry shall be developed.

State government shall develop and implement integrated statewide transportation systems, basing their kind and routing on land use determined by comprehensive planning rather than allowing land use to be decided by transportation systems.

To help influence Florida's growth in desired directions, state government shall assure an adequate supply of specialists trained to carry out the comprehensive planning needed.

To help facilitate the implementation of such comprehensive planning, state government shall explore such concepts as tax incentives, greenbelting and the creation of transferable development rights.

The State government shall provide coordination and technical assistance to local governments to insure proper implementation of comprehensive local planning.

PROPERTY VALUES AND RIGHTS

Present and future property values and rights shall be safeguarded through comprehensive planning which determines the desired kind, rate, and extent of growth of an area based on the carrying capacity of its natural and man-made systems.

AGRICULTURAL LAND

Farmers shall be encouraged to keep desirable agricultural land out of commercial development.

Use of land for bona fide farming purposes rather than as a subterfuge for intended future commercial development shall be encouraged through tax laws and assessment procedures, without encroaching on the right of the individual citizen to obtain due process of law in the disposition of his property.

NATURAL HERITAGE

Florida's natural heritage shall be preserved so that its benefits may be shared by the optimum number of Floridians and visitors. The waters of the state of Florida are among its basis resources. The subsurface waters of Florida are declared to be the property of the people of Florida.

State government shall develop coordinated plans statewide for the quality, supply and use of water and for the adequate treatment and management of waste as well as for advanced waste treatment.

State government shall in cooperation with local governments implement a land-management program which will maintain the environmental and economic integrity of Florida's coastal zone and interior wetlands.

In developing plans to preserve the natural resources of Florida, government shall devote particular attention to the value of improved technology in solving long-range problems.

State government will take an active role in the restoration, preservation and acquisition of Florida's beaches and shores for the present and future benefit of all people including insuring adequate public access to public beaches.

State government shall develop and implement a statewide plan for reclamation and restoration of lands which have been utilized for surface mining operations or any other temporary use which, when temporary utilization is completed, leaves the land in an altered or defaced state.

Florida officially recognizes the recreational, economic, aesthetic and environmental importance of all state waters and adopts a state policy to return all state waters to pollution standards which allow their safe use for these public purposes. The maintenance of high standards of air quality for the health, safety and enjoyment of all citizens is also a continuing and permanent policy of the state of Florida.

Acquiring parks, open spaces and environmentally endangered lands adequate for the recreational needs of Florida's residents and visitors shall be a responsibility of state government in cooperation with local government.

To enable it to develop and implement a coherent environmental policy, the state legislature shall implement the consolidation of all environmental agencies.

ENERGY

Growth shall be influenced in ways consistent with available and foreseeable energy resources.

Indigenous energy resources shall be inventoried in conjunction with other resources.

New means shall be developed to provide optimum levels of energy with minimum degradation of Florida's environment and more efficient use of existing energy sources shall be encouraged.

Burdens of energy shortage shall be minimized and made as equitable as possible.

Because of its geographical situation, Florida shall seek to exercise a leading role in development and application of solar energy technology. Moreover, through cooperation with the National Aeronautics and Space Administration, Florida can provide leadership for the attainment of national energy self-sufficiency through the use of hydrogen and other energy technology.

SANCTITY OF PERSON AND PROPERTY

To protect the sanctity of the person and property of Florida citizens and visitors, state government shall establish a system of criminal justice which shall function as a unified whole, from the criminal code through law enforcement and the judicial system to corrections, parole and probation, with emphasis on coping with punishment for crime and its prevention. The legislature recognizes that the best deterrent to crime is the certainty of punishment.

State government shall assume some responsibility for the burden placed on victims of violent crime.

EDUCATION

State government shall assure that every child has an equal opportunity to obtain a quality education from kindergarten through high school. Each child should be introduced to the variety of careers available to him, and should have an equal opportunity to pursue an occupation, vocational and technical education and continue his education at a higher level. Although busing of children is mandated by the federal courts it will be the policy of this state to assume its rightful and responsible role and set guidelines for busing within the scope of the law.

It shall, through the effective implementation of a Management Information System and Accountability Program, assure that resources allocated for education shall be expended in ways to maximize the quality of education. State government shall assure that the most efficient procedures shall be utilized so that school construction needs may be met rapidly, economically and be based upon sound planning through the use of effective planning coordinated between local school districts and planning agencies, to properly locate and construct school facilities and thereby avoid unnecessary and extensive transportation of students to schools beyond their neighborhood bounds.

The Legislature shall establish a coordinated statewide system of higher education and shall define the mission of the state university system and its component institutions to prevent needless duplication of undergraduate, graduate, research, vocational, technical, and community service programs.

At all levels of education, the state goal shall be to raise the educational achievement levels of Floridians to a level above the national average.

Florida must adopt a proper set of priorities to assure that each dollar spent is spent wisely and properly to prepare students to become active and employable members of society.

HEALTH AND SOCIAL SERVICES

To help Floridians enjoy good health, state government shall plan and assure implementation of, by private and public means, an overall health-care delivery system adequate to meet the needs of every Floridian.

To this end, state government shall measure the present condition of the health of Floridians, determine state health objectives and identify the steps which need to be taken to close any gap.

These shall include improving the ratio and distribution of physicians and other medical personnel where needed throughout Florida, encouraging provision of adequate health facilities where needed, encouraging availability of health-maintenance organizations, other affordable health insurance programs and improving health education.

State government shall seek to enable Florida's growing elderly population to attain a quality of life marked by dignity

and in which the elderly can continue to contribute their talents and view themselves, realistically, as wanted and productive citizens.

However, it should be realized that increased costs of living, particularly in the area of housing, will make it increasingly difficult for the elderly, especially those on modest fixed incomes, to live comfortably.

The state shall also take whatever means necessary to provide equitable tax relief for its older Floridians.

In the area of homes for the aged and nursing homes the state shall take steps to insure that adequate care is provided by addressing itself to the problems of licensing, inspecting and regulation of such homes.

Employment of the elderly shall be encouraged and restrictive hiring provisions reviewed, in both the private and public sectors.

HOUSING

State government shall endeavor to assist its citizens to obtain adequate housing, but recognizes it is not within the financial capability of the state to make available all the needed moderate and low-cost housing. Florida shall encourage private industry to consider the needed moderate and low-cost housing, and shall provide incentives to prevent and redevelop deteriorating areas.

Construction of factory-built housing shall be encouraged and mobile-home standards shall be regulated by state government for the greater protection of consumers.

The maximum feasible application of solar energy technology shall be encouraged to meet residential energy needs.

MOBILITY

To assure Floridians and visitors maximum mobility consistent with safety, convenience, and economy, state government shall expedite the completion of the Interstate Highway system and the four laning of divided primary highways. It shall develop and implement balanced, statewide transportation systems on a priority by needs basis. Emphasis shall be placed on those transportation systems which offer the greatest mobility to the citizens of the state commensurate with the total impact of such systems on the communities. The state shall encourage new technological development which will increase mobility without sacrifice to the quality of the lives of its citizens, such as mass transit systems in the appropriate areas and corridors.

Such transportation systems shall result from, rather than determine, comprehensive planning.

Properly planned transportation systems shall influence methods of funding, rather than result from them.

SOUND ECONOMY

To influence growth in such a way as to foster a sound economy in Florida, state government shall seek a diversified economic balance among agriculture, tourism, manufacturing and business, so the state is not dependent on any one of these.

Every working man and woman in Florida shall be assured of safe and healthful working conditions, including improved wages and living conditions for farm laborers.

The state goal shall be to raise Florida's per-capita and median-family incomes above the national averages.

MARKETPLACE OF FAIRNESS

State government shall seek to influence growth in such ways as to foster a marketplace of fairness for businesses, employees and consumers alike in Florida.

ADMINISTRATIVE PROCESS

Government must be understanding and responsive to needs of the people, their environment and economy, so that the creation of an insensitive and indecisive administrative process is avoided.

To further safeguard the growth policy of the state of Florida, the legislature shall review all rules and regulations promulgated by agencies of state government to insure the

statutory authority of said rules and regulations and to safeguard the public from said rules and regulations that have the full force and effect of law.

BE IT FURTHER RESOLVED that his concurrent resolution shall be a broad policy guide for the state and local government. It shall be reviewed annually by the legislature and implementation shall require legislative approval unless previously embodied in the statutes of the state.

Senator Henderson moved the following amendment to Amendment 3 which was adopted:

Amendment 3a—On page 14, lines 2—5, strike everything after "level."

Amendment 3 as amended was adopted by the following vote:

Yeas—22

Mr. President	Gordon	Poston	Williams
Brantley	Graham	Saunders	Wilson
de la Parte	Henderson	Sayler	Winn
Firestone	Lane (23rd)	Smathers	Zinkil
Gallen	Myers	Vogt	
Gillespie	Pettigrew	Ware	

Nays—17

Barron	Johnson	Peterson	Trask
Childers	Johnston	Plante	Weber
Deeb	Lane (31st)	Sims	
Glisson	Lewis	Stolzenburg	
Gruber	McClain	Sykes	

Senator Sims moved the following amendment which was adopted:

Amendment 4—On page 5, lines 4 through 13, strike all

Senator Sims moved the following amendment which failed:

Amendment 5—On page 6, lines 15 through 30, strike all

Senator Sims moved the following amendment:

Amendment 6—On page 9, lines 5 through 8, after period following "ment" strike all through 8

Senator Brantley moved the following substitute amendment which was adopted:

Amendment 7—On page 9, line 5, strike "shall" and insert: may

Senator Sims moved the following amendment:

Amendment 8—On page 9, line 16, strike "Consideration" and lines 17 and 18

Senator McClain moved the following substitute amendment which failed:

Amendment 9—On page 9, strike lines 10 through 18

The President Pro Tempore presiding

Senator Plante moved the following substitute amendment:

Amendment 10—On page 1, strike all of lines 7—29 inclusively and strike remaining pages through 17 inclusively and insert:

WHEREAS, few areas in America offer so many benefits as a place to live, work, and play as Florida does, and

WHEREAS, because of these benefits, Florida has had an undisciplined growth which has generated problems in shaping the quality of life for Florida's nearly 8,000,000 citizens particularly in the areas listed below:

1. It has been necessary to provide quality education at a greater cost to the taxpayer to the growing enrollment of Florida school students;

2. The additional cost to the taxpayer for providing sewers, roads, trash collection, zoning, police and fire protection;

3. Neighborhoods have been growing too much, too fast, and with the wrong type of growth which has been breeding unrest, delinquency, and decay of family life;

4. Many areas of Florida already are suffering water shortages;

5. The cost of housing has risen to such an extent that many families are now no longer able to buy their own home;

6. There has been too much growth in some areas and not enough in other areas of the state;

7. The cost of living has increased at such a pace that Florida's many citizens on a fixed income have found it impossible to keep pace;

8. There is a growing need for a fair and rational approach to both land-use planning and regulation designed to protect both the general public and the individual property owner;

9. The people appear to be losing in their government's ability to solve problems arising on the local, state, and federal level, NOW THEREFORE

Be It Resolved by the House of Representatives of the State of Florida, the Senate Concurring, that:

All state agencies, departments, and the legislature shall work to fund and implement that legislation which will relieve the problems arising out of the "overgrowth" of Florida. However, nothing in this policy statement on growth shall be interpreted as a mandate to any branch of state government unless enacted into general law.

Senator Gordon moved the following amendment to Amendment 10 which was adopted:

Amendment 10a—On page 2, line 11, strike "now therefore" and insert on line 12: 10. There is a growing need for additional social services particularly for persons living in poverty. Now therefore

The President presiding

Senators Lewis and Barron offered the following amendment to Amendment 10 which was moved by Senator Lewis:

Amendment 10b—On page 2, line 8, after the semi-colon insert: The desired kind, rate and extent of growth shall be primarily determined by the carrying capacity of natural and man-made systems of an area.

Carrying capacity shall be based on availability of natural resources such as air, soils, water and space and may vary further depending on available energy, technology, means of waste disposal, other essential public services and the financial capability of an area.

In defining carrying capacity local government shall use a uniform statewide method of measurement if one can be determined by the legislature.

Amendment 10b was adopted by the following vote:

Yeas—20

Mr. President	Gallen	Lewis	Stolzenburg
Barron	Glisson	McClain	Sykes
Brantley	Gruber	Peterson	Trask
Childers	Johnson	Plante	Vogt
de la Parte	Lane (31st)	Scarborough	Weber

Nays—16

Deeb	Johnston	Poston	Williams
Gillespie	Lane (23rd)	Sims	Wilson
Gordon	Myers	Smathers	Winn
Graham	Pettigrew	Ware	Zinkil

Amendment 10 as amended was adopted by the following vote:

Yeas—20

Barron	Glisson	Lewis	Sims
Brantley	Gruber	McClain	Stolzenburg
Childers	Johnson	Peterson	Sykes
Deeb	Johnston	Plante	Trask
Gallen	Lane (31st)	Poston	Weber

Nays—19

Mr. President	Graham	Sayler	Williams
de la Parte	Henderson	Scarborough	Wilson
Firestone	Lane (23rd)	Smathers	Winn
Gillespie	Myers	Vogt	Zinkil
Gordon	Pettigrew	Ware	

On motion by Senator Barron, the rules were waived and time of adjournment was extended until 5:15 p.m. or final consideration of CS for HCR 2800 whichever occurred first.

Senator Vogt moved the following amendment which failed:

Amendment 11—On page 2, line 10, insert: 11. There is a growing shortage of water resources. The waters of the State of Fla. are among its basic resources. The subsurface waters of Fla. are declared to be the property of the people of Fla.

Senator Wilson moved the following amendment which was adopted:

Amendment 12—On page 1, line 11, strike "trash collection" and insert: Solid waste collection and disposal

Senator Smathers moved the following amendment which was adopted:

Amendment 13—On page 2, insert a new Section before "NOW THEREFORE" on line 11:

State government will take an active role in the restoration, preservation and acquisition of Florida's beaches and shores for the present and future benefit of all people including insuring adequate public access to public beaches.

Senator Poston moved the following amendment which failed:

Amendment 14—On page 2, line 12, insert:

Even with its present population Floridians could not survive as a static state. Mobility of Floridians is essential.

Yet present methods of funding can be expected to meet only half of Florida's transportation needs for the next decade. Either revisions to existing funding sources or new sources of funding are essential if the state's needs in transportation are to be satisfied.

Priority consideration for implementation of the various transportation modes are needed if balanced transportation systems are to be realized. Many transportation developments in Florida dictate land use rather than result from land-use planning.

On motion by Senator Barron the rules were waived and time of adjournment was extended until 5:20 p.m. or final consideration of CS for HCR 2800 whichever occurred first.

CS for HCR 2800 as amended was read in full, adopted and certified to the House. The vote was:

Yeas—35

Mr. President	Graham	Pettigrew	Sykes
Brantley	Gruber	Plante	Trask
Deeb	Henderson	Poston	Vogt
de la Parte	Johnson	Saunders	Weber
Firestone	Lane (31st)	Sayler	Williams
Gallen	Lewis	Scarborough	Wilson
Gillespie	McClain	Sims	Winn
Glisson	Myers	Smathers	Zinkil
Gordon	Peterson	Stolzenburg	

Nays—5

Barron	Johnston	Lane (23rd)	Ware
Childers			

By unanimous consent Senators Barron and Lane (23rd) changed their votes from nay to yea.

Explanation of Vote

I voted "yea" on CS for HCR 2800 as gutted by the Senate, only in hopes that a conference committee will correct our action.

William G. Zinkil, Sr., 32nd District

On motion by Senator Peterson, the rules were waived and the Senate immediately reconsidered the vote by which—

CS for SB 374—A bill to be entitled An act relating to the application of restricted pesticides; providing purpose, definitions, administration and enforcement, rules, license for certified applicators, fees, examination, keeping of records, report of damages, exemptions; providing for denial, suspension or revocation of license; providing a pesticide application council; providing injunction and penalty; providing an effective date.

—as amended passed this day.

Senator Peterson moved the following amendment which was adopted by two-thirds vote:

Amendment 4—On page 15, line 7, strike "12" and insert: 11

On motion by Senator Peterson CS for SB 374 as further amended was read by title, passed and ordered engrossed. The vote was:

Yeas—40

Mr. President	Gordon	Myers	Stolzenburg
Barron	Graham	Peterson	Sykes
Brantley	Gruber	Pettigrew	Trask
Childers	Henderson	Plante	Vogt
Deeb	Johnson	Poston	Ware
de la Parte	Johnston	Saunders	Weber
Firestone	Lane (31st)	Sayler	Williams
Gallen	Lane (23rd)	Scarborough	Wilson
Gillespie	Lewis	Sims	Winn
Glisson	McClain	Smathers	Zinkil

Nays—None

On motion by Senator Brantley, the rules were waived and HB 3542 was immediately certified to the House.

On motion by Senator Brantley, by two-thirds vote HB 2834 was removed from the table, the unfavorable report of the Committee on Commerce to the contrary notwithstanding.

On motion by Senator Brantley, by two-thirds vote HB 2834 was recommitted to the Committee on Commerce.

On motion by Senator Brantley, Rule 2.5 was waived and the Committee on Commerce was granted permission to consider HB 2834 on May 15.

On motion by Senator Saunders, Rule 2.5 was waived and the Committee on Ways and Means was granted permission to meet this day at 6:30 p.m. until they adjourn instead of from 5:00 p.m. until 9:00 p.m. as originally scheduled.

On motion by Senator Saunders, the afternoon session for May 15 was cancelled.

On motion by Senator Saunders, Rule 2.5 was waived and the Committee on Ways and Means was granted permission to meet May 15 from 2:00 until 5:00 p.m.

The Journal of May 9 was corrected and approved as follows:

Page 364, counting from the bottom of column 1, line 36, between "area." and "providing" insert:

Carrying capacity shall be based on availability of natural resources such as air, soils, water and space and may vary further depending on available energy, technology, means of waste disposal, other essential public services and the financial capability of an area.

In defining carrying capacity local government shall use a uniform statewide method of measurement if one can be determined by the legislature.

This shall be one basis on which local government adopts the desired kind, rate and extent of growth for its area so long as these do not exceed the carrying capacity of that area as found by the uniform statewide method of measurement. And the state in trying to plan for growth shall adopt guidelines which take into account number of people already located in the various counties and cities as related to carrying capacity.

LOCAL DIFFERENCES

Policies and programs affecting growth shall reflect accurately local differences in ability and willingness to accommodate growth and shall provide appropriate incentives, guidelines, and inducements to those areas willing to take the unwanted growth from those areas where continued rapid growth is no longer acceptable.

Where growth is determined to be desirable, efforts shall be directed toward influencing growth to enrich the quality of life in those areas. Many areas in north and northwest Florida thereby may have beneficial and quality growth.

Where growth is determined to be undesirable, growth shall be discouraged in such ways as to enrich the quality of life in those areas.

IMPACT COSTS

Growth, through the influx of new residents and new construction, imposes increased costs on local government in

CO-INTRODUCERS

Senator Gillespie was recorded as a co-introducer of SB 885; Senator Gruber as a co-introducer of SB 992.

The hour of adjournment having arrived, a point of order was called and the Senate adjourned at 5:17 p.m. to convene at 9:00 a.m., May 14, 1974.

LOBBYIST REGISTRATIONS UNDER SENATE RULE NINE

MAY 6 THROUGH MAY 10

<i>Name & Address</i>	<i>Entity Represented and Address</i>	<i>Legislation Involved; Association with Legislator</i>
Ahlstrom, Barton O. 4064 Henderson Blvd. Tampa, 33609	American Cancer Society 1001 S. Macdill Ave. Tampa, 33609	SB 280, Cancer detection
Alexander, John F. Jr. 660 Apalachee Parkway Tallahassee, 32304	Division of State Planning Same	Planning
Anderson, Steve A. 1411 S. Belcher Rd. Clearwater, 33518	Florida Warehousemen's Assoc. P.O. Box 2620 Jacksonville, 32203	Warehousing interests
Austin, Richard B. 214 Palm Coast II Bldg. Miami, 33166	Austin Tupler Trucking Davie, Fla.	SB 506
Basford, William T., Jr. 341 E. Bay St. Jacksonville, 32202	A-B Distributors, Inc. 1116 N. Edgewood Ave. Jacksonville, 32205	Alcoholic Beverages
Bernhard, Gertrude W. 8 Paddock Circle Jupiter-Tequesta, 33458	Fla. Federation of Humane Societies Same	Humane care and welfare of animals
Bernhard, Gertrude W. Same as above	Fla. Division Izaak Walton League of America Same	Environmental
Biggs, Thomas S., Jr. 328 Tigert Hall Gainesville, 32601	University of Florida Gainesville, 32601	Higher education
Bradley, Janet Ann 715 S.W. 10th St. Gainesville, 32601	Fla. Student Lobbyist 7 Fraternity Row Gainesville, 32601	Florida students
Brown, Frederick A. 2826 Naples Ave. Panama City, 32401	Association of Bay County Educators 706 Cove Blvd. Panama City, 32401	Bills relating to education
Brown, Schuyler Pillsbury None	League of Women Voters 324 Datura St. West Palm Beach, 33401	General
Brunson, Gerald N. 4940 Windhaven Ct. Atlanta, Ga. 30338	Merk, Sharp and Dohme West Point, Pa. 19486	Pharmaceuticals
Chaves, John L. 105½ E. College Ave. Tallahassee, 32301	Governor's Council on Indian Affairs Same	SB 763, HB 2205 and any legislation concerning Indian Affairs
Davis, Arthur J. 440 E. 13th St. Panama City, 32401	Association of Bay County Educators Same	Education bills
Drawdy, R. Lee 5437 Cassidy Road Jacksonville, 32205	Jacksonville Piping Promotion Trust Same	Mechanical construction

LOBBYIST REGISTRATIONS UNDER SENATE RULE NINE

MAY 6 THROUGH MAY 10 (Continued)

<i>Name & Address</i>	<i>Entity Represented and Address</i>	<i>Legislation Involved; Association with Legislator</i>
Drawdy, R. Lee Same as above	Jacksonville Mechanical Contractors Association Same	Mechanical construction
Haughey, Ernest William 1630 Balkin Rd., #140 Tallahassee	Fla. Organization for the Reform of Marijuana Laws Box 2535 Tallahassee, 32304	Decriminalization of marijuana laws
Herrell, Mary E. 355 Westward Drive Miami Springs, 33166	Distilled Spirits Wholesalers of Fla., Inc. Barnett North Bank Bldg. Tallahassee	Wholesale liquor industry
Hodges, W. Randolph Suite 620 Barnett Bank Bldg. Tallahassee	Castleton Industries 1800 S.W. Third St. Pompano Beach, 33060	Racing: Father of Rep. Gene Hodges
Hudson, David M. Dept. of Legal Affairs The Capitol Tallahassee, 32304	Department of Legal Affairs Same	Tax
Johnson, Beth 201 Monroe Avenue Maitland	Public Service Research Council Leesburg Pike McLean, Virginia	All matters affecting public sector
Jones, Guy H. P.O. Box 209 Fort Lauderdale, 33302	Pioneer Fun Tours, Inc. Same	Charter bus law
Kelley, A. Randall Dept. of State The Capitol Tallahassee	Self, Department of State Same	General
Kopp, Edgar W. College of Engineering USF Tampa	Self 811 Grove Park Ave. Tampa	Engineering legislation
Lee, John C. P.O. Box 361 Tallahassee, 32302	Pharmaceutical Manufacturers Assoc. 1155 15th St. N.W. Washington, D.C. 20005	Prescription drugs
Lewis, Earl R. 6804 Norwood Avenue Jacksonville, 32208	Fla. Independent Automobile Dealers Association 214 Center Building Tallahassee	Legislation affecting motor vehicle dealers
Lewis, Harold D. 640 Barnett Bank Bldg. Tallahassee, 32301	City of Plantation City Hall Plantation, 33314	General
Lloyd, John W. 1800 W. 49th St. Suite 132 Hialeah, 33012	Engineering Contractors Assoc. of South Fla., Inc. Same	Construction

LOBBYIST REGISTRATIONS UNDER SENATE RULE NINE

MAY 6 THROUGH MAY 10 (Continued)

<i>Name & Address</i>	<i>Entity Represented and Address</i>	<i>Legislation Involved; Association with Legislator</i>
Martin, James Lee Suite 206 8206 Leesburg Pike McLean, Va., 22101	Public Service Research Council, 50-State Organization Same	Legislation affecting public employees
Millett, Francis Needham, Jr. Rm. 121, The Capitol Tallahassee, 32304	Dept. of Education The Capitol Tallahassee, 32304	Educational legislation
Moore, Rose Barbara 437 W. 6th Avenue Tallahassee, 32303	North Fla. Senior Citizens' Council Same	Affecting Senior Citizens of the State of Florida, Commission of Aging and all other matters
Nelson, Fred 1901 N. Halifax Drive Daytona Beach	Florida Aggregate Rock Haulers Assoc. Tampa	Any legislation affecting client
Nes Smith, Jeane S. Melrose Park Elementary School Lake City, 32055	F.E.A. (Columbia Education Association) Same	Bills pertaining to education
Pino, Henry 4121 N.W. 25th St. Miami, 33142	Self Same	Transportation
Richards, Sharon Lee McFarland Avenue Lake City, 32055	F.E.A. (Columbia Education Association) 208 W. Pensacola St. Tallahassee, 32304	Education bills
Short, Charles Robert 3543 Kingsboro Rd., N.E. Atlanta, Ga., 30319	Hoffmann-LaRoche, Inc. Nutley, N.J. 07110	General
Stewart, Travis B. 1775 "K" St., N.W. Washington, D.C., 20006	Hoffmann-LaRoche, Inc. Same	General health legislation
Stuart, Tim S. 2562 Executive Center Circle East Tallahassee, 32301	Fla. Department of Pollution Control Same	Environmental protection
Thomas, Charlotte Connie Everitt Jr. High 608 School Avenue Panama City, 32401	Association of Bay County Educators 706 Cove Blvd. Panama City, 32401	Education bills
Tupler, Austin W. 6570 S.W. 47 Ct. Miami	Austin-Tupler Trucking Same	SB 508, SB 852
Turlington, Ralph Dept. of Education The Capitol Tallahassee, 32304	Department of Education Same	Bills pertaining to education
Varnadoe, George L. Suite 720, Barnett Bk. Tallahassee, 32302	Standard Oil of Kentucky	Oil industry related legislation

LOBBYIST REGISTRATIONS UNDER SENATE RULE NINE

MAY 6 THROUGH MAY 10 (Continued)

<i>Name & Address</i>	<i>Entity Represented and Address</i>	<i>Legislation Involved; Association with Legislator</i>
Voss, Oliver L., Jr. 2371 S.W. 36 St. Ft. Lauderdale, 33312	Epp Environmental Systems, Inc. Same	General legislation
Walker, Robert Dixon Div. Urology, U. of F. School of Medicine Gainesville	Division Childrens Medical Services 1323 Winewood Blvd. Tallahassee, 32301	Medical programs for children
Welty, Paul Bert, Jr. 1001-37th St. N. St. Petersburg, 33713	Division of Child Medical Services 1323 Winewood Blvd. Tallahassee	Renal Grant in Aid—Budget Division Child Medical Services